G. R. S. 58]

Previous references.

File No. 30513

1913.

(Courts)

Serial Nos. 1–4.

Later references.

ch. 32-19(1-4)

presented

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1–4

Part B for Sept 1914

SUBJECT.

Amendment of Rule 1, Order VIII, of the Code of Civil Procedure, 1911.

No. 1. From the Registrar Chief Court.
no: 3122/247 d 4/5-2-14: Requests sanction to the above amendment by the addition of a sub-rule.

To the F. A. Resident.
2 no pol: 157. d. 22.8.14.
Requests that the Hon'ble the Resident may be informed of the above

3 From the above officer.
GPB—5,000—22-10-10
no: 6100. d. 28.8.14.
Returning receipt of No. 2 above.

29.x. Returned

P.T.O

To the Registrar Chief Court.
G.O. no J. 766. d. 16.9.14.
Sanctions the above amendment.

G.R.S. 11] 1914-15.

M40

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 305 of 1913

FILE HEADING.

Amendment of Rule 1, Order VIII, of the Code of Civil Procedure, 1911.

From

The Registrar, Chief Court

No. 3132/247 Dated 4-2-1914 Received 6-2-1914

Diary No.	Enclos.	Spare Copies.	Serial No.
T2440			1

BRIEF ABSTRACT OF LETTER.

Requests sanction of Govt. for amending the rule by adding thereto a sub-rule and states the object to be so amending

NOTES AND ORDERS.

Paper under disposal

Sec 124 of C.P.C

The object for introducing a new sub-rule is clearly stated in the Registrar's letter. The Rule Committee has approved of the proposed rule and no objections have, it is stated, been received to its introduction after publication thereof in the Mysore Gazette.

— 122 —

NOTES—First Sheet.

GPB—35,000—15-6-12

2440

G. R. S. 12]

General and Revenue Secretariat. | File No. 305 of 1913-14

Serial No.	
	2 The Rule in British India is exactly the same as that in force here. But it is stated that the amendment will bring the practice into conformity with that obtaining in the Courts in England
	3 The Residency has, according to the A. Resident's letter dated 21st Mar 1911, to be informed of the proposed change if Govt are prepared to sanction the same.
	4 Subo for orders.
	Reg. 716 8/8/1914 MM 5 As the amendment proposed is reasonable, and as the Judges, the Chief Court and the Rule Committee have approved the same, sanction of the Govt may be granted. If approved, a draft letter to the Resident will be submitted
	Fs. 12/8/14
	Asst. Commr. (Judl.)
	6 Very reasonable.
	7 Sanction.
	12/8/14
	8 Put up draft letter Sunday.
	Fs. 13/8
	9 Draft letter Rs is Subo.
	Reg. 716 14-8-14 MM

NOTE—Contn. sheet.

G 3B—10,000—13-6-14

Serial No.	
	fee 7) 15/8/14
10	The letter to the Resident may be approved. The amendment may be sanctioned a week or ten days after the issue of the letter to the 1st and to the Post.
	First member) Draft approved 16/8 1718
11	Draft approved by First member. 17.8.14.
	12 Issue letter to Res' 18/8/14
2	To The F. A. Resident No 157 dated 22.8.1914 Requests that the Resident may be informed of the proposed amendment.
3	From the same office No 6100 dated 28th August 1914 Acks with thanks the receipt of the above communication.
13	Sub° with a draft G.O. sanctioning the amendment. The Chief Court will publish the rule as amended in the Mysore Gazette 15/9/1914. (Please vide fee "12" of the C.P.C).

Please see paras 3 of the Resy letter - Flag A.

Issue 1/9

NOTE—Contn. sheet.

G. R. S. 12]

754

General and Revenue Secretariat.

CS File No. 305 of 1913.

(4

Serial No.	
	14th Issue
	Rs 1579
	To the Registrar, Chief Court
4	G.O. no J. 766. d. 16.9.14.
	Sanctions the above amendment

NOTE—Contn. sheet.

G P B—10,000—13-6-14

(1

No: 3132/247.

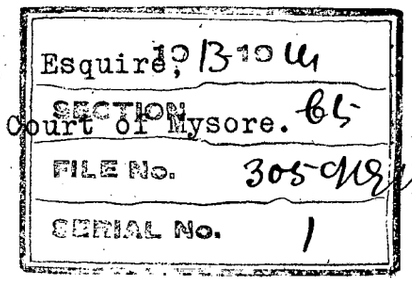
Bangalore Dated, 4th February 1914.

5th. J 2440

DIARY No. .....

From

V. A. RAJARATNA MUDALIAR, Esquire,
Registrar, Chief Court of Mysore.



To

K. R. Srinivasiengar, Esquire, M.A.,
Secretary to the Govt: of Mysore,
General and Revenue Departments.

S i r,

I am directed to request the sanction of Government for amending Rule 1, Order VIII of the Code of Civil Procedure, by adding thereto the following subrule.

" A copy of every such written statement shall simultaneously be furnished to the plaintiff either directly or through the Court".

The object of rule is to prevent unnecessary delay in obtaining copies of written statements filed in Court. Besides while there is provision in the Code for service by the plaintiffs of copies of plaints or concise statements thereof on the defendants the service of copies of written statements by defendants is not provided for. The introduction of the proposed rule will bring the practice into conformity with that obtaining in the English Courts.

I am to add that the Rule Committee has approved of the proposed rule. It was also published in the Mysore Gazette of the 1st, 8th and 15th January 1914 for objections but no objections have been received.

I have the honour to be,
Sir,
Your most obedient servant,

Rajaratnam
REGISTRAR.

A.V.

1/2 Re amendment Rule 1, Order VIII of the Code of Civil Procedure 1/2

1918

G. R. S. 26]

Cf File No. 305 of 1913

Serial No. 2

Diary No. of letter replied to

P.C No. 157.

General and Revenue Secretariat

( )

, the *191* .

To

The A. A. Resident

Date of issue 22. 8. 14

Signed by Mr D. M. Narasinga

Sir,

Adverting to your letter no. 1729, dated the 21st Mar 1911, I am directed to state that it is proposed to amend Rule 1, Order VIII of the Code of Civil Procedure, 1911, by adding thereto the following sub-rule

" A copy of every such written statement shall simultaneously be furnished to the plaintiff

P.T. over.

SUBJECT.

either directly or through the Court."

The object of adding the above sub-rule is to prevent unnecessary delay in obtaining copies of written statements filed in the Court. Besides, while there is provision in the Code for service by the plaintiffs of copies of plaint or concise statements thereof on the defendants, the service of copies of written statements by defendants is not provided for.

I am to request that the Hon'ble the Resident may be informed of the proposed amendment and his views thereon especially with reference to the Durbar.

I have to

17/8/14

Draw 16/8

Con/Offg: Secy to Govt 15/8

Leg. 116
14.8.14

List of enclosures

Copied by

Examined by

GPB—25,000—4-3-13

Pol No 405 & 28.8.14 (4

No. 6100

FROM

P. B. WARBURTON, ESQ., I.C.S.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

28/8 pr 3128

DIARY No. F 758

10/4/10 15
SECTION Cy.
FILE No. 305/1913
SERIAL No. 3

To

The Dewan of Mysore.

Dated Bangalore, 28th August 1914

SIR,

I am directed to acknowledge, with thanks, the receipt of Mr. Narasinga Rao's letter No. 157 Pol., dated the 22nd August 1914, communicating for the information of the Resident an addition which the Durbar propose to make to Rule I of Order VIII of the Code of Civil Procedure, 1911.

I have the honour to be,

Sir,

Your most obedient servant,

P B Warburton

First Assistant Resident.

MR

R. O. 2.—R. P. B.—7-1914.—1,000.

Sanctioning the amendment of Rule, Order

G.R.S. 28.]

15/9

File No. 305 of 1913

Serial No. 4

Diary No. of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

( )

, *the* 19

Date of issue 16/9/14

Signed by Mr. Srinivasa Iyer.

READ—

Letter no 3132/247 dated 11th Feb 1914 from the Registrar, Chief Court, requesting sanction of Govt for amending Rule 1, Order VIII of the Code of Civil Procedure by adding thereto a sub-rule

ORDER THEREON.—No.

regarding the service of copies of written statements on the plaintiff and explaining the object of the proposed rule.

Order thereon—No. 9762

Sanctioned.

over

SUBJECT.

To The Registrar, Chief Court

For Orig. See 68

15/9

8—10.000—19-4-10